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10 Attorneys for Defendant
11 MARKEL AMERICAN INSURANCE COMPANY

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14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 LENS CRAFTERS, INC.; and EYEXAM OF
17 CALIFORNIA, INC.,

18 Plaintiffs,

19 vs.

20 LIBERTY MUTUAL FIRE INSURANCE
21 COMPANY; EXECUTIVE RISK
22 SPECIALTY INSURANCE COMPANY;
23 UNITED STATES FIRE INSURANCE
24 COMPANY; MARKEL AMERICAN
25 INSURANCE COMPANY; and
WESTCHESTER FIRE INSURANCE
COMPANY,

Defendants.

CASE No. CV-07-2853 SBA

**STIPULATION AND PROPOSED
ORDER**

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27
28 **AND RELATED CROSS ACTIONS**

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30 WHEREAS, on July 31, 2008, Defendant and Counter-Claimant United States Fire
31 Insurance Company (“U.S. Fire”) filed an Answer and Counterclaim responding to the
32 Counterclaim of Defendant and Counter-Claimant Markel American Insurance Company
33 (“Markel”);

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35 WHEREAS, Markel’s response to U.S. Fire’s Counterclaim was due on August 20, 2008
36 and extended to September 19, 2008 by stipulation between the parties and ordered by this
37 Court; and

1 WHEREAS Markel has requested and U.S. Fire has agreed to another extension of time
 2 for Markel to respond to the Counterclaim;

3 THEREFORE, Markel and U.S. Fire stipulate and request that this Court order that the
 4 time for Markel to respond to U.S. Fire's Counterclaim is extended to October 17, 2008.

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 6 Dated: September 17, 2008

LONG & LEVIT LLP

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 8 By /s/
 9 IRENE K. YESOWITCH
 10 Attorneys for Defendant,
 11 MARKEL AMERICAN
 12 INSURANCE COMPANY

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 14 Dated: September 17, 2008

SQUIRE, SANDERS & DEMPSEY L.L.P.

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 16 By /s/
 17 ANDREW L. CHANG
 18 Attorneys for Defendant and Counter-
 19 Claimant UNITED STATES FIRE
 20 INSURANCE COMPANY

21
 22 IT IS SO ORDERED

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 24 DATED: _____

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 26 HON. SAUNDRA BROWN ARMSTRONG
 27 United States District Court Judge

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